



*TFLW* 1645

(Substitute) PTO/SB/21 (09-04)

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## TRANSMITTAL FORM

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Application Number

10/556,017

Filing Date

January 23, 2006

First Named Inventor

Torsten MULLER

Art Unit

1645

Examiner Name

Attorney Docket Number

B1180/20045

Five Foreign Patent Documents and One Non-Patent Literature Document

### ENCLOSURES (Check all that apply)

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<b>Remarks</b>		

Please charge Attorney Account No. 03-0075 as necessary to effect entry and/or ensure consideration of this submission.

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Caesar, Rivise, Bernstein, Cohen & Pokotilow, Ltd., Customer No. 03000		
Signature			
Printed name	David M. Tener		
Date	March 20, 2006	Reg. No.	37,054

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT EXAMINING OPERATION

Applicant(s): Torsten MÜLLER et al.

Serial No: 10/556,017

Group Art Unit: 1645

Filed: January 23, 2006

Examiner:

Att. Docket No.: B1180/20045

Confirmation No.: 4395

For: PARTICLE INJECTOR FOR A CELL SORTER

**INFORMATION DISCLOSURE STATEMENT**

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Sir:

Pursuant to 37 CFR §1.56, the attention of the Patent and Trademark Office is hereby directed to the reference(s) listed on the attached PTO-1449. Unless otherwise indicated herein, one copy of each reference is attached. No copies of U.S. patents or U.S. patent application publications are attached. 37 CFR § 1.98(a)(2)(ii). It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the reference(s) be made of record therein and appear among the "References Cited" on any patent to issue therefrom. No representation is made that the reference(s) is/are prior art with respect to this application.

This Information Disclosure Statement is being filed within three months of the filing date of a national application other than a CPA under 37 CFR § 1.53(d), within three months of the date of entry of the national stage as set forth in 37 CFR § 1.491 in an international application, before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of an RCE under 37 CFR § 1.114. No certification or fee is required. 37 CFR § 1.97(b).

The references were cited in counterpart International Application No. PCT/EP 04/004984. An English language version of the International Search Report was received by the PTO from the international office, according to the March 6, 2006 Notice of Acceptance.

Application No. 10/556,017  
IDS dated March 20, 2006

U.S. Patent Application No. 2003/0108452 is an English-language counterpart of DE 100 05 735.

WO 02/065121 includes an English-language abstract.

Respectfully submitted,

CAESAR, RIVISE, BERNSTEIN,  
COHEN & POKOTILOW, LTD.

March 20, 2006

Please charge or credit our Account  
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this submission.

By   
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Substitute for PTO/SB/O8A (08-00)

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Substitute for Form 1449A/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheet as necessary)

Sheet

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of

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Complete if Known

Application Number	10/556,017
Filing Date	January 23, 2006
First Named Inventor	Torsten MÜLLER
Group Art Unit	1645
Examiner Name	
Attorney Docket Number	B1180/20045

### U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Number	Kind Code (if known)		
		4,954,715		ZÖLD	09-04-1990
		5,138,181		LEFEVRE et al.	08-11-1992
		5,351,118		SPINELL	09-27-1994
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		6,400,453	B1	HANSEN	06-04-2002
		2002/0036142	A1	GASCOYNE et al.	03-28-2002
		2003/0040105	A1	SKLAR et al.	02-27-2003
		2003/0108452	A1	FUHR et al.	06-12-2003

### FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	T
		Office	Number	Kind Code (if known)			
		DE	100 05 735	A1	SHIRLEY et al.	08-23-2001	
		WO	02/11888	A2	O'CONNOR et al.	02-14-2002	
		WO	02/065121	A1	KEHLENBECK et al.	08-22-2002	
		WO	02/081934	A2	WEIGL et al.	10-17-2002	
		WO	03/078065	A1	WEIGL et al.	09-25-2003	

### OTHER DOCUMENTS - NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T
		Müller, et al., "A 3-D microelectrode system for handling and caging single cells and particles", Biosensors & Bioelectronics 14 (1999), pp. 247-256	
EXAMINER		DATE CONSIDERED	

\*Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.